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Attorneys for Plaintiff  
JAMES ANTHONY BILLER

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JAMES ANTHONY BILLER, an individual,	)	Case No. C 10-05731 SC
	)	
	)	
Plaintiff,	)	STIPULATION AND DISMISSAL
	)	WITH PREJUDICE
vs.	)	
	)	
TERILYN, its engines, tackle, equipment, furnishings, and machinery, <i>in rem</i> ,	)	[F.R.C.P. 41(a)]
WESTAR MARINE SERVICES, a business entity of unknown form, <i>in personam</i> ,	)	
	)	
Defendants.	)	
	)	

NOW COMES PLAINTIFF JAMES ANTHONY BILLER and DEFENDANTS WESTAR MARINE SERVICES and the tug *TERILYN*, and hereby stipulate to the dismissal of the entire action with prejudice pursuant to F.R.C.P. 41(a), each party to bear their own costs and attorneys fees.

Dated: September 11, 2012

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By: /S/ Cory A. Birnberg  
Cory A. Birnberg  
Attorneys for Plaintiff

Dated: September 11, 2012

COX, WOOTTON, GRIFFIN,  
HANSEN & POULOS, LLP

By: /S/ Max L. Kelley  
Max L. Kelley  
Richard C. Wootton  
Attorneys for Defendants

APPROVED AND SO ORDERED.

Dated: 9/13/12



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